

IN THE SUPREME COURT OF THE STATE OF ALASKA

ORDER NO. 1446_____

Amending Civil Rule 30(f) concerning
limiting retention of depositions.

IT IS ORDERED:

Civil Rule 30(f)(1) is amended to read as follows:

**(f) Certification and Filing by Officer;
Exhibits; Copies; Notice of Filing.**

(1) The officer shall certify that the witness was duly sworn by the officer and that the deposition is a true record of the testimony given by the witness. This certificate shall be in writing and accompany the record of the deposition. The officer shall securely seal the deposition in an envelope or package indorsed with the title of the action and marked "Deposition of [here insert name of witness]" and shall promptly send it to the attorney who arranged for the transcript or recording, who shall store it under conditions that will protect it against loss, destruction, tampering, or deterioration.

* * * *

(4) A party dismissed from an action shall deliver original depositions in the party's possession to the plaintiff or another party remaining in the action and shall promptly certify to the court that all depositions have been delivered and identify the party now responsible for their safekeeping. Unless otherwise ordered by the court or agreed to by the parties, a party who has custody of an original deposition at the conclusion of a case must retain

the deposition for one year after expiration of the time for filing an appeal, or, if an appeal is filed, for one year after conclusion of the appeal and any proceedings after remand. The deposition must be stored under conditions that will protect it against loss, destruction, tampering, or deterioration.

DATED: July 11, 2001

EFFECTIVE DATE: October 15, 2001

Chief Justice Fabe

Justice Matthews

Justice Eastaugh

Justice Bryner

Justice Carpeneti